

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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KENNETH PASQUARIELLO,

Plaintiff,

CIVIL ACTION  
NO. 04-11852 (NMG)

v.

NATIONAL RAILROAD PASSENGER CORP.  
and MASSACHUSETTS BAY  
TRANSPORTATION AUTHORITY

Defendant  
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**INITIAL DISCLOSURE OF PLAINTIFF, KENNETH  
PASQUARIELLO**

A. Identity of Persons Likely to have Discoverable Information

1. Kenneth Pasquariello  
1989 Falmouth Road  
Centerville, MA 02632
2. Steven Merrill  
c/o Amtrak
3. Carl Senftleben  
c/o Amtrak
4. Martin LaCarbonara  
c/o Amtrak
5. David Macartney  
Building Code Expert  
Code Constructing Services  
45 Howard Street  
South Easton, MA 02375
6. Dr. John A. Hamjian  
2 Lynxholm Court  
Hyannis, MA 02601

7. Dr. David Kim  
New England Baptist Bone & Joint Institute  
125 Parker Hill Avenue  
Boston, MA 02120
8. Dr. Robert C. Leaver  
Neurosurgeons of Cape Cod, P.C.  
Cape Cod Medical Center  
40 Quinlan Way  
Hyannis, MA 02601
9. Dr. Douglas C. Pollard  
35 Cedar Street  
Hyannis, MA 02601

B. Description by Category and Location of Documents Relevant to  
Disputed Facts

1. Beth Israel Deaconess Medical Center  
9 Hope Avenue  
Waltham, MA 02453
2. Physiotherapy Associates  
Yarmouth Physical Therapy  
1663 Falmouth Road  
Centerville, MA 02632
3. Weymouth MRI  
MRI Diagnostic Center  
420 Libbey Parkway  
Weymouth, MA 02189
4. Shields MRI & Imaging of Cape Cod  
2 Lyannough Road  
Hyannis, MA 02601
5. Dr. John A. Hamjian  
2 Lynxholm Court  
Hyannis, MA 02601

6. Dr. David Kim  
New England Baptist Bone & Joint Institute  
125 Parker Hill Avenue  
Boston, MA 02120
7. Dr. Robert C. Leaver  
Neurosurgeons of Cape Cod, P.C.  
Cape Cod Medical Center  
40 Quinlan Way  
Hyannis, MA 02601
8. Dr. Douglas C. Pollard  
35 Cedar Street  
Hyannis, MA 02601
9. OSHA Records
10. Transportation Safety Committee Meeting Records
11. Photographs of stairs

These documents are located at the law firm of Thornton & Naumes, LLP, 100 Summer Street, 30<sup>th</sup> Floor, Boston, MA 02110.

C. Computation of Damages

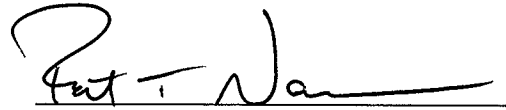
This is a claim under the Federal Employees' Liability Act for a back injury sustained by the Plaintiff as a result of an incident at the Waltham Tower. The Plaintiff is making a claim for pain and suffering, loss of earning capacity and any outstanding medical bills. Plaintiff's attorney will supplement this disclosure as more information becomes available.

D. Insurance Agreements

Not applicable for Plaintiff.

Respectfully Submitted,  
Kenneth Pasquariello  
By His Attorney

DATE: 10-7-04

A handwritten signature in black ink, appearing to read "Robert T. Naumes", written over a horizontal line.

Robert T. Naumes, Esquire  
**THORNTON & NAUMES, LLP**  
100 Summer Street, 30<sup>th</sup> Floor  
Boston, MA 02110  
617-720-1333  
Attorney for the Plaintiff  
BBO #068620

**Certificate of Service**

I hereby certify that on October 7, 2004, I served the foregoing Initial Disclosure of the Plaintiff by electronic filing to:

Paul J. Sahovey, Esq.  
M.B.T.A. Legal Dept.  
Ten Park Plaza  
Boston, MA 02116-3974

10-7-04

Date

Robert T. Naumes

Robert T. Naumes